

Applicant or Patentee Paul Graham HOWARTH and Ian David JOHNSON  
International Application No.: PCT/GB99/00405  
Filed: February 9, 1999  
Title: Scheduling Means for Data Switching Apparatus

**VERIFIED STATEMENT (DECLARATION) CLAIMING  
SMALL ENTITY STATUS (37 CFR 1.9(f) and 1.27(b))  
INDEPENDENT INVENTOR**

As a below named inventor, I hereby declare that I qualify as an independent inventor as defined in 37 CFR 1.9 (c) for purposes of paying reduced fees under section 41 (a) and (b) of Title 35, United States Code, to the Patent and Trademark Office with regard to the invention entitled described in:

- ☐ the specification filed herewith  
☒ International application no. PCT/GB99/00405  
☒ filed February 9, 1999

I have not assigned, granted, conveyed or licensed except as shown in the attachment hereto and am under no obligation under contract or law to assign, grant, convey or license, any rights in the invention to any person who could not be classified as an independent inventor under 37 CFR 1.9 (c) if that person had made the invention, or to any concern which would not qualify as a small business concern under 37 CFR 1.9 (d) or a nonprofit organization under 37 CFR 1.9 (e).

Each person, concern or organization to which I have assigned, granted, conveyed, or licensed or am under an obligation under contract or law to assign, grant, convey, or license any rights in the invention is listed below:

- ☐ no such person, concern, or organization  
☒ persons, concerns or organizations listed below\*

FULL NAME: POWER X LIMITED  
ADDRESS: Stafford Court, 145 Washway Road, Sale,  
Manchester M33 7PE, Great Britain

☐ Individual ☒ Small Business Concern ☐ Nonprofit Organization

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 CFR 1.28 (b))

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

P.G. Howarth.

Paul Graham Howarth

10 JULY 2000

Date

Ian A. Johnson

Ian David Johnson

10 JULY 2000

Date

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Applicant or Patentee Paul Graham HOWARTH and Ian David JOHNSON  
International Application No.: PCT/GB99/00405  
Filed: February 9, 1999  
Title: Scheduling Means for Data Switching Apparatus

**VERIFIED STATEMENT (DECLARATION) CLAIMING SMALL ENTITY  
STATUS [37 CFR 1.9 (f) AND 1.27 (c)] - SMALL BUSINESS CONCERN**

I hereby declare that I am

- ☐ the owner of the small business concern identified below :  
☒ an official of the small business concern empowered to act on behalf of the concern identified below :

NAME OF CONCERN POWER X LIMITED

ADDRESS OF CONCERN Stafford Court, 145 Washway Road, Sale, Manchester  
M33 7PE, Great Britain

I hereby declare that the above identified small business concern qualifies as a small business concern as defined in 13 CFR 121.3-18 and reproduced in 37 CFR 1.9(d), for purpose of paying reduced fees under Section 41(a) and (b) of Title 35, United States Code, in that the number of employees of the concern, including those of its affiliates, does not exceed 500 persons. For purposes of this statement, (1) the number of employees of the business concern is the average over the previous fiscal year of the concern of the persons employed on a full-time, part-time or temporary basis during each of the pay periods of the fiscal year, and (2) concerns are affiliates of each other when either, directly or indirectly, one concern controls or has the power to control the other, or a third party or parties control or has the power to control both.

I hereby declare that rights under contract or law have been conveyed to and remain with the small business concern identified above with regard to the invention, entitled

**Scheduling Means for Data Switching Apparatus**

by inventors Paul Graham Howarth and Ian David Johnson  
described in

- ☐ the specification filed herewith  
☒ the application identified above  
☐ Application Serial No. filed  
☐ Patent No. , issued

If the rights held by the above identified small business concern are not exclusive, each individual, concern or organization having rights to the invention is listed below\* and no rights to the invention are held by any person, other than the inventor, who could not qualify as a small business concern under 37 CFR 1.9(d) or by any concern which would not qualify as a small business concern under 37 CFR 1.9(d) or a nonprofit organization under 37 CFR 1.9(e). \*Note: Separate verified

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## ADDRESS

**FULL NAME**

## ADDRESS

☐ INDIVIDUAL    ☐ SMALL BUSINESS CONCERN    ☐ NONPROFIT ORGANIZATION


I acknowledge the duty to file, in this Application or Patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate [37 CFR 1.28(b)].

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

NAME OF PERSON SIGNING ANTHONY NEIL PRYCE

TITLE OF PERSON OTHER THAN OWNER ..... COMPANY SECRETARY

ADDRESS OF PERSON SIGNING ..... STAFFORD COURT, 145 WASHWAY RD, SALE  
CHESTIRE, M33 7PE, ENGLAND.

SIGNATURE ..... 

DATE ..... July 10<sup>th</sup> 2000

USA

My residence, post office address and citizenship are as stated below next to my name; I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled :

<input type="checkbox"/>	original	<input type="checkbox"/>	divisional
<input type="checkbox"/>	design	<input type="checkbox"/>	continuation
<input checked="" type="checkbox"/>	national stage of PCT	<input type="checkbox"/>	continuation-in-part (C-I-P)

(a) ☐ is attached hereto.  
 (b) ☐ was filed on as Application No. and was amended on (if applicable).  
 (c) ☒ was described and claimed in PCT International Application No. PCT/GB99/00405 filed on February 9, 1999 and was amended on February 14, 2000 (if applicable).

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

[ ] In compliance with this duty there is attached an information disclosure statement.  
37 CFR 1.98.

I hereby claim foreign priority benefits under Title 35, United States Code, § 119(a)-(d) of any foreign application(s) for patent or inventor's certificate or of any PCT International Application(s) designating at least one country other than the United States of America listed below and have also identified below any foreign application(s) for patent or inventor's certificate or any PCT International Application(s) designating at least one country other than the United States of America filed by me on the same subject matter having a filing date before that of the application on which priority is claimed

(d) ☐ no such applications have been filed

(e) ☒ such applications have been filed as follows :

PRIOR FOREIGN/PCT APPLICATION(S) FILED WITHIN 12 MONTHS (6 MONTHS FOR DESIGN) PRIOR TO SAID APPLICATION				
COUNTRY	APPLICATION NO.	DATE OF FILING (day, month, year)	DATE OF ISSUE (day, month, year)	PRIORITY CLAIMED UNDER 35 USC 119
Great Britain	9803301.2	18/02/98		[X] YES NO [ ]
				[ ] YES NO [ ]
				[ ] YES NO [ ]
ALL FOREIGN APPLICATION(S), IF ANY, FILED MORE THAN 12 MONTHS (6 MONTHS FOR DESIGN) PRIOR TO SAID APPLICATION				
				[ ] YES NO [ ]
				[ ] YES NO [ ]
				[ ] YES NO [ ]

### Claim for Benefit of Prior U.S.A Provisional Application(s)

I hereby claim the benefit under Title 35, United States Code, § 119(e) of any United States provisional application(s) listed below :

Provisional Application Number	Filing Date

### Claim for Benefit of Earlier U.S./PCT Application(s) under 35 U.S.C. 120

*(complete this part only if this is a divisional, continuation or C-I-P application)*

I hereby claim the benefit under Title 35, United States Code, § 120 of any United States application(s) or PCT international application(s) designating the United States of America that is/are listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior application(s) in the manner provided by the first paragraph of Title 35, United States Code § 112, I acknowledge the duty to disclose information as defined in Title 37, Code of Federal Regulations, § 1.56 which occurred between the filing date of the prior application(s) and the national or PCT international filing date of this application :

(Application Serial No.)	(Filing Date)	(Status) (patented, pending, abandoned)
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(Application Serial No.)	(Filing Date)	(Status) (patented, pending, abandoned)
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As a named inventor, I hereby appoint :

Dana M Raymond (18,540)  
 Joseph D Garon (20,420)  
 Thomas R Nesbitt, Jr (22,075)  
 Richard S Clark (26,154)  
 John D Murnane (29,836)  
 John A Fogarty, Jr (22,348)

Frederick C Carver (17,021)  
 Arthur S Tenser (18,839)  
 Robert Neuner (24,316)  
 Bradley B Geist (27,551)  
 Henry Tang (29,705)  
 Louis S Sorell (32,439)

Francis J Hone (18,662)  
 Ronald B Hildreth (19,498)  
 Richard G Berkley (25,465)  
 James J Maune (26,946)  
 Robert C Scheinfeld (31,300)  
 Rochelle K Seide (32,300)

of the firm BAKER & BOTTS, L.L.P., with offices at 30 Rockefeller Plaza, New York, New York 10112, as attorneys to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith

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SEND CORRESPONDENCE <u>BAKER &amp; BOTTS, L.L.P.</u> <u>30 ROCKEFELLER PLAZA,</u> <u>NEW YORK, N.Y. 10112</u> CUSTOMER NUMBER <u>21003</u>	DIRECT TELEPHONE CALLS TO :  BAKER & BOTTS L.L.P. (212) 705-5000
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I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

FULL NAME OF SOLE OR JOINT INVENTOR	LAST NAME	FIRST NAME	MIDDLE NAME	
	<u>HOWARTH</u>	<u>PAUL</u>	<u>GRAHAM</u>	
RESIDENCE & CITIZENSHIP	CITY	STATE or FOREIGN COUNTRY	COUNTRY OF CITIZENSHIP	
	<u>Manchester</u>	Great Britain <i>GBN</i>	Great Britain	
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	14 Badby Close Ancoats	Manchester	GB	M4 7EY
DATE	SIGNATURE OF INVENTOR			
10 JULY 2000	<i>P.G. Howarth</i>			

FULL NAME OF 2ND JOINT INVENTOR	LAST NAME	FIRST NAME	MIDDLE NAME	
	<u>JOHNSON</u>	<u>IAN</u>	<u>DAVID</u>	
RESIDENCE & CITIZENSHIP	CITY	STATE or FOREIGN COUNTRY	COUNTRY OF CITIZENSHIP	
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	11 Seel Street Moseley	Manchester	GB	OL5 0EW
DATE	SIGNATURE OF INVENTOR			
10 JULY 2000	<i>Ian Johnson</i>			

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